

Serial No. 10,569,900

## REMARKS

Examiner has issued this action as final. Applicant respectfully disagrees. As the Examiner states in his action, after the telephone conversation with Mr. Jesus Sanchelima, the Examiner proposed an amendment to place the application in condition for allowance. Afterwards, the Examiner found the Hubbard reference. None of the previous Office Actions mentioned Hubbard reference. Therefore, the Final Office Action is premature.

Applicant has amended the claims as discussed in the telephone conversation with the Examiner on July 8, 2005.

The Examiner has rejected claims 1 and 4 under 35 U.S.C. 102(b), as being anticipated by U.S. patent No. 5,950,398 to Hubbard. Applicant respectfully disagrees. Hubbard shows inner pane or interior glazing that the Examiner has equated to Applicant's internal surface. Inner pane 18, however, does not pass through the opening of sash 10. Rather, pane 18 is kept "within" the sash, on rabbet 12 abutting against "inner" face 14.

Also, the claimed invention includes peripheral flange members that comes in abutting contact against the peripheral external surface adjacent to opening. Hubbard's external surface 17 is also received within the opening, which is contrary to what is claimed herein.

In sum, Hubbard teaches away from this invention.

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Applicant believes his application is now allowable and ready to be passed to publication and requests an early favorable action.

Respectfully submitted,

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